

July A 1 We claim:

1. A method of determining a data rate comprising the steps of:
 - 2 receiving an available power message at a receiver indicating future available transmit power at a transmitter;
 - 4 performing a signal-to-interference measurement at the receiver for a signal transmitted by the transmitter; and
 - 6 determining a data rate using the future available transmit power and the measured signal-to-interference ratio.
- 1 2. The method of claim 1, wherein the available power message includes a pilot-forward link ratio or a burst pilot transmitted using a known percentage of current available transmit power.
- 1 3. The method of claim 2, wherein the pilot-forward link ratio indicates current pilot transmit power and current forward link power.
- 1 4. The method of claim 2, wherein the pilot-forward link ratio indicates future pilot transmit power and future forward link power.
- 1 5. The method of claim 2, wherein the available power message indicates Doppler effects associated with the receiver.
- 1 6. The method of claim 2, wherein the available power message indicates future data activity of the transmitter.
- 1 7. The method of claim 2, wherein the available power message indicates future data activity of other transmitters.
- 1 8. The method of claim 7, wherein the step of determining the data rate comprises the steps of:
 - 3 predicting a future signal-to-interference measurement using the future data activity of the other transmitters which may cause interference to data transmissions
 - 4 from the transmitter.

1 9. The method of claim 8, wherein the data rate is based on the predicted future signal-to-
2 interference measurement.

10. 10. The method of claim 1, wherein the step of determining the data rate comprises the steps
2 of:

3 performing signal-to-interference measurements at the receiver for signals
4 transmitted by other transmitters.

11. 11. The method of claim 9, wherein the data rate is based on the signal-to-interference
2 measurements of the other transmitters.

12. 12. The method of claim 1, wherein the step of performing the signal-to-interference
2 measurement comprises the steps of:

3 determining an other cell signal-to-interference measurement based on the signal-
4 to-interference measurement of the transmitter.

13. 13. The method of claim 1 comprising the additional step of:
2 transmitting the determined data rate to the transmitter.

14. 14. The method of claim 12 comprising the additional step of:
2 receiving a data transmission from the transmitter at or about the determined data
3 rate.

15. 15. A method of determining a data rate comprising the steps of:
2 transmitting an available power message to a receiver indicating future available
3 transmit power at a transmitter;
4 receiving a data rate message transmitted by the receiver indicating a data rate at
5 which the receiver can receive data, wherein the data rate is based on a signal-to-
6 interference measurement made at the receiver and the available power message.

16. 16. The method of claim 14, wherein the available power message includes a burst pilot
2 transmitted at a known percentage of current available transmit power.

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 1 16. The method of claim 14, wherein the available power message includes a pilot-forward
 2 link ratio.

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 1 17. The method of claim 14, wherein the available power message is based on power control
 2 messages.

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 1 18. The method of claim 14 comprising the additional step of:
 2 scheduling data transmissions based on the received data rate message.

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 1 19. The method of claim 14 comprising the additional step of:
 2 adjusting the data rate indicated in the received data rate message.

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 1 20. The method of claim 19 comprising the additional step of:
 2 transmitting data to the receiver the adjusted data rate.

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 1 21. The method of claim 14 comprising the additional step of:
 2 transmitting data to the receiver at or about the data rate indicated in the received
 3 data rate message.

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 1 22. A method of determining a data rate comprising the steps of:
 2 performing a signal-to-interference measurement at a receiver for a forward link
 3 signal transmitted by a transmitter;
 4 transmitting the signal-to-interference measurement to the transmitter; and
 5 receiving an indication of a data rate based on available transmit power at the
 6 transmitter and the measured signal-to-interference.

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 1 23. The method of claim 22 comprising the additional step of:
 2 receiving data transmissions at the indicated data rate.

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 1 24. A method of determining a data rate comprising the steps of:
 2 receiving signal-to-interference measurements from a plurality of receivers;
 3 determining data rates based on available transmit power and the received signal-
 4 to-interference measurements; and

5 transmitting data to one of the plurality of the receivers at one of the determined
6 data rates.

1 25. The method of claim 24 comprising the additional step of:
2 scheduling the plurality of receivers for data transmission based on the
3 determined data rates.